

State of Arizona
House of Representatives
Forty-fifth Legislature
First Regular Session
2001

CHAPTER 108

HOUSE BILL 2057

AN ACT

AMENDING SECTION 28-7000, ARIZONA REVISED STATUTES; RELATING TO DEPARTMENT
OF TRANSPORTATION AGREEMENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-7000, Arizona Revised Statutes, is amended to
3 read:

4 28-7000. Contracts; exceptions

5 A. Notwithstanding section 28-6999, the department may enter into:

6 1. Construction contracts the performance of which may extend beyond
7 the close of the fiscal year.

8 2. Contracts or agreements for the purpose of right-of-way
9 acquisitions that may obligate state monies for payment up to ten years
10 before the estimated completion date of construction.

11 3. CONTRACTS OR AGREEMENTS FOR THE PURPOSE OF COMPENSATING A UTILITY
12 FOR DAMAGES TO THE UTILITY'S FACILITIES IF THE DAMAGES RESULT FROM AN
13 INCREASE IN THE COST OF MAINTENANCE, REPAIR OR REPLACEMENT OF THE FACILITIES
14 DUE TO CHANGES IN THE CONFIGURATION OR LOCATION OF THE UTILITY'S FACILITIES
15 THAT ARE REQUIRED TO ACCOMMODATE A TRANSPORTATION FACILITY. THIS PARAGRAPH
16 APPLIES TO ANY CONTRACT OR AGREEMENT IN EFFECT ON THE EFFECTIVE DATE OF THIS
17 AMENDMENT TO THIS SECTION. FOR PURPOSES OF THIS PARAGRAPH, "UTILITY"
18 INCLUDES THE OWNER OF THE UTILITY FACILITIES AND ANY PERSON OTHER THAN THE
19 OWNER WHO IS RESPONSIBLE FOR THE COST OF MAINTENANCE, REPAIR OR REPLACEMENT
20 OF THE FACILITIES.

21 B. Notwithstanding subsection A, paragraph 2 of this section, the
22 department may purchase rights-of-way for projects identified in the twenty
23 year transportation facilities construction plan established pursuant to
24 section 28-6956.

APPROVED BY THE GOVERNOR APRIL 11, 2001.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 12, 2001.

Passed the House January 30, 2001,

by the following vote: 58 Ayes,

0 Nays, 2 Not Voting

[Signature]
Speaker of the House

[Signature]
Chief Clerk of the House

Passed the Senate April 2, 2001,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

H.B. 2057

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State
this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 5, 2001,

by the following vote: 52 Ayes,

0 Nays, 8 Not Voting

Jake Flake
Speaker of the House
Norman L. Moore
Pro Tempore
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

6 day of April, 2001,

at 9:32 o'clock A M.

Dandra Ramirez
Secretary to the Governor

Approved this 11 day of

April, 2001,

at 8:29 o'clock P M.

James Ross Hull
Governor of Arizona

H.B. 2057

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 12 day of April, 2001,

at 3:30 o'clock P M.

Bobby Layton
Secretary of State